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H.353

Introduced by Representative Wright of Burlington

Referred to Committee on

Date:

Subject: Health; regulated drugs; interstate drug trafficking

Statement of purpose of bill as introduced: This bill proposes to establish the offense of interstate drug trafficking, which occurs when a person transports a regulated drug into the State of Vermont for the purpose and intent of selling it.

An act relating to interstate drug trafficking

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 18 V.S.A. § 4230 is amended to read:

§ 4230. MARIJUANA

* * *

(d) Interstate trafficking. A person who intentionally transports marijuana into the State of Vermont for the purpose of selling it shall be:

(1) imprisoned not more than five years or fined not more than \$10,000.00, or both, if the amount transported is less than one-half ounce of marijuana or less than 2.5 grams of hashish;

1 100 milligrams or more of one or more preparations, compounds, mixtures, or
2 substances containing lysergic acid diethylamide;

3 (3) imprisoned not less than 20 years or more than life or fined not more
4 than \$500,000.00, or both, if the amount transported is an amount consisting of
5 one gram or more of one or more preparations, compounds, mixtures, or
6 substances containing lysergic acid diethylamide.

7 Sec. 4. 18 V.S.A. § 4234 is amended to read:

8 § 4234. DEPRESSANT, STIMULANT, AND NARCOTIC DRUGS

9 * * *

10 (c) Interstate trafficking. A person who intentionally transports a
11 depressant, stimulant, or narcotic drug, other than heroin or cocaine into the
12 State of Vermont for the purpose of selling it shall be:

13 (1) imprisoned not more than ten years or fined not more than
14 \$25,000.00, or both, if the amount transported is less than 100 times a
15 benchmark unlawful dosage or its equivalent as determined by the Board of
16 Health by rule;

17 (2) imprisoned not more than 20 years or fined not more than
18 \$100,000.00, or both, if the amount transported is an amount consisting of
19 100 times or more a benchmark unlawful dosage or its equivalent as
20 determined by the Board of Health by rule;

1 of 25 grams or more of one or more preparations, compounds, mixtures, or
2 substances containing methamphetamine.

3 Sec. 6. 18 V.S.A. § 4235 is amended to read:

4 § 4235. HALLUCINOGENIC DRUGS

5 * * *

6 (d) Interstate trafficking. A person who intentionally transports a
7 hallucinogenic drug, other than lysergic acid diethylamide, into the State of
8 Vermont for the purpose of selling it shall be:

9 (1) imprisoned not more than ten years or fined not more than
10 \$25,000.00, or both, if the amount transported is an amount consisting of less
11 than ten doses of a hallucinogenic drug, other than lysergic acid diethylamide;

12 (2) imprisoned not more than 20 years or fined not more than
13 \$100,000.00, or both, if the amount transported is an amount consisting of ten
14 or more doses of a hallucinogenic drug, other than lysergic acid diethylamide;

15 (3) imprisoned not less than 20 years or more than life or fined not more
16 than \$500,000.00, or both, if the amount transported is an amount consisting of
17 100 or more doses of a hallucinogenic drug, other than lysergic acid
18 diethylamide.

19 Sec. 7. 18 V.S.A. § 4235a is amended to read:

20 § 4235a. ECSTASY

21 * * *

1 (c) Interstate trafficking. A person who intentionally transports Ecstasy
2 into the State of Vermont for the purpose of selling it shall be:

3 (1) imprisoned not more than ten years or fined not more than
4 \$25,000.00, or both, if the amount transported is an amount consisting of less
5 than two grams of one or more preparations, compounds, mixtures, or
6 substances containing Ecstasy;

7 (2) imprisoned not more than 20 years or fined not more than
8 \$100,000.00, or both, if the amount transported is an amount consisting of two
9 grams or more of one or more preparations, compounds, mixtures, or
10 substances containing Ecstasy;

11 (3) imprisoned not less than 20 years or more than life or fined not more
12 than \$500,000.00, or both, if the amount transported is an amount consisting of
13 20 grams or more of one or more preparations, compounds, mixtures, or
14 substances containing Ecstasy.

15 Sec. 8. EFFECTIVE DATE

16 This act shall take effect on passage.